

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division

RASHALL M. BRACKNEY-WHEELOCK, PH.D.,

Plaintiff,

v.

Case No. 3:22-cv-35

CITY OF CHARLOTTESVILLE, et al.

Defendants.

**BELLAMY BROWN'S MOTION TO DISMISS**

NOW COMES Defendant, Bellamy Brown ("Brown") by counsel, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and moves this Court to dismiss, with prejudice, the Complaint filed against him, as it fails to state a claim upon which relief can be granted and fails to allege facts sufficient to establish a legally cognizable cause of action. Brown relies upon and incorporates his Brief in Support of this Motion to Dismiss as if fully set forth herein.

WHEREFORE, Bellamy Brown, respectfully requests that this Court enter an Order granting the Motion to Dismiss, awarding reasonable attorney fees pursuant to Virginia Code section 8.01-223.2, and dismissing the Complaint against him with prejudice.

**BELLAMY BROWN**

By Counsel

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**C E R T I F I C A T E**

I hereby certify that on the 30th day of August, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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